

**REMARKS**

Claims 1, 2, 4-6, and 8-22 are all the claims pending in the present application. Applicant thanks the Examiner for indicating that claims 10-20 contain allowable subject matter and would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. The Examiner maintains the rejections of claims 1, 2, 4-6, 8, and 9 as set forth in the previous Office Action, and also rejects claims 21 and 22, which were added in the previous Amendment, under 35 U.S.C. § 102(b) as allegedly being anticipated by Nonoshita et al. (EP 559,376). The Examiner's rejections are set forth on pages 4-9 of the present Office Action. Applicant traverses these rejections at least based on the following reasons.

With respect to independent claims 1, 4, 5, 8, and 9, Applicant previously argued that Nonoshita teaches derivation of an original resolution from lower compressed images, but does not specify image processes in variance with the resolution. Thus, Applicant argued that Nonoshita would include problems of the conventional art, including processing parameters for images that are not suitable for a particular resolution. *See last paragraph on page 7 of Amendment dated December 27, 2005.*

In response, the Examiner alleges:

In response to Applicant's argument that the reference fails to show certain features of Applicant's invention, it is noted that the features upon which Applicant relies (i.e., "specifying image processes in variance with the resolution") are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. *See In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

In response, Applicant submits that Applicant does not rely on a feature of specifying image processes in variance with the resolution, however Applicant was simply pointing out that the teachings of Nonoshita include problems in the conventional art which are addressed by the

claimed invention. Further, Applicant submits that Nonoshita does not disclose or suggest the following claimed feature, “said method comprising, when storing or transferring a second image for storage or transfer which has a second resolution for storage or transfer differing from a reference resolution, the steps of: correcting a reference image-processing parameter set according to a reference resolution image having said reference resolution, based on a difference between said reference resolution and said second resolution, so that it becomes a second parameter corresponding to said second image,” as recited in claim 1 and similarly recited in claims 4, 5, 8, and 9. The underlined portions of claim 1 set forth above relate to Applicant’s previous argument that Nonoshita does not specify image processes in variance with the resolution. At least based on the foregoing, Applicant maintains that independent claims 1, 4, 5, 8, and 9 are not anticipated by Nonoshita.

Further, with respect to independent claim 4, Applicant previously argued that the Examiner’s position that “encoded data” corresponds to the claimed “information on a reference image-processing parameter” is not supported by Nonoshita. In response, the Examiner alleges:

Regarding claim 4, the Nonoshita reference discloses storing information on a reference image processing parameter, wherein the processing parameter is  $C+C1+C2$  wherein  $C1+C2$  is information on encoded difference data for converting from 400dpi image to 100 dpi reference image and  $C$  is the reference resolution (see column 6, lines 8-42).

In response, Applicant submits that the variable  $C$  does NOT correspond to the reference resolution (contrary to the Examiner’s assertion), however  $C$  simply indicates a computed lower resolution of a previously read image. Therefore, since the basis for the Examiner’s argument is inaccurate, Applicant submits that the Examiner’s conclusion that the features of claim 4 are satisfied is not supported by Nonoshita, as the basis for the Examiner’s conclusion is not

supportable. Moreover, claim 4 describes correcting a reference parameter depending on a difference between the reference and second resolution so that it becomes a second parameter. To the extent variables C1 & C2 stem from an incremental adjustment of a high density image, there is no transfer of such information “along with” said second image. Therefore, at least based on the foregoing as well as previously submitted arguments, Applicant maintains that Nonoshita does not disclose or suggest each and every limitation of claim 4.

Further, with respect to independent claim 5, Applicant maintains that Nonoshita does not disclose or suggest at least, “parameter correction means for correcting a reference image-processing parameter set according to a reference resolution image having a reference resolution, based on a difference between said reference resolution and a second resolution for storage or transfer differing from said reference resolution, so that it becomes a second parameter corresponding to a second image for storage or transfer which has said second resolution,” as recited in claim 5. As indicated above, the Examiner’s argument is based on the inaccurate conclusion that C denotes a reference resolution, and based on this understanding, the Examiner believes that the features above, including the underlined feature is satisfied by Nonoshita. However, as pointed out above, Applicant submits that the Examiner’s assertion in this regard is inaccurate. Therefore, Applicant maintains that the above-quoted features are not satisfied by Nonoshita, and argued that Nonoshita does not anticipate claim 5.

With respect to claim 8, Applicant maintains that Nonoshita does not anticipate claim 8 at least based on reasons similar to those set forth above.

Applicant submits that claims 21 and 22 are patentable at least by virtue of their respective dependencies from claims 5 and 8.

**RESPONSE UNDER 37 C.F.R. § 1.116**  
**U. S. Application No. 09/774,706**

**ATTORNEY DOCKET NO. Q61215**

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

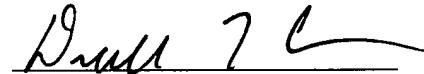
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WASHINGTON OFFICE

**23373**

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Date: August 21, 2006